



THE INDEPENDENCE CENTER – NEW MEXICO
VETERAN DIRECTED CARE
LIVE-IN EXEMPTION FORM

Under the Fair Labor Standards Act (FLSA), household employers are required to pay overtime to employees who work more than 40 hours in a single workweek, unless the employee qualifies as a live-in domestic service worker.

DEFINITION OF A DOMESTIC SERVICE WORKER:

A worker resides on the employer's premises permanently when he or she lives, works, and sleeps on the employer's premises seven (7) days per week and therefore has no home of his or her own other than the one provided by the employer under the employment agreement.

(OR)

A worker resides on the client's premises for an extended period when he or she lives, works, and sleeps on the client's premises for five (5) days a week (120 hours or more). If a domestic worker spends less than 120 hours per week working and sleeping on the client's premises but spends five (5) consecutive days or nights residing on the premises, this also constitutes an extended period.

Does your employee qualify as a live-in worker? Yes No

Veteran/Employer Name: _____

Authorized Representative Name: _____

This is only required if the Veteran is not the employer.

Direct Care Worker/Provider Name: _____

Please note that it is your responsibility to let ResilientSD know when the employee no longer lives with the employer.

For any questions or concerns, please contact our office at: **855.275.3948**.

Direct Care Worker Signature: _____ Date: _____

Veteran/Authorized Representative Signature: _____ Date: _____

Please submit completed form to ResilientSD:

Mail
10425 W. North Ave
Suite 345
Milwaukee, WI 53226

Email
Enrollment@Resilient-SD.com